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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Redd et al.

Application No.: 10/627,393

Attorney Docket No.: SF005C

Filed: July 25, 2003

For: Image prints having customized
backprinting message

Examiner: Della Rutledge

Art Unit: 3935

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SEP 17 2004SUPPLEMENTAL OATH AND
DECLARATION

Box DAC

Assistant Commissioner for Patents

Washington, D.C. 20231

September 8, 2004

Dear Examiner Rutledge,

In response to your Office Action of 9/3/2004, applicant submits "Supplemental Oath and Declaration" to properly identify the current and parent patent application serial numbers, signed by the applicant, under 37 CFR §1.67(b).

Respectfully submitted,



Xin Wen, Reg. 53,758
Director of Intellectual Property
Shutterfly, Inc.
2800 Bridge Parkway
Redwood City, CA 94065
Tel: 650-610-3522

SUPPLEMENTAL DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "IMAGE PRINTS HAVING CUSTOMIZED BACKPRINTING MESSAGE", the specification of which

☐ is attached hereto.

☒ was filed on July 25, 2003 as U.S. Patent Application Serial No. 10/627,393. and was amended on _____.

☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

U.S. SERIAL NO.	FILING DATE	STATUS
09/450,899	November 29, 1999	Issued as US Patent 6,646,754

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Applicant name and Title: Xin Wen Director of Intellectual Property
Shutterfly, Inc., 2800 Bridge Parkway, CA 95065, USA

Applicant's Signature Xin Wen Date 9/8/2004

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